

STATE OF MICHIGAN
JUDICIAL DISTRICT
JUDICIAL CIRCUIT
COUNTY PROBATEMOTION AND/OR ORDER TO
SHOW CAUSE

CASE NO.

Court address

Court telephone no.

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)/Probationer

v

☐ Probate☐ Juvenile

In the matter of _____

MOTION AND AFFIDAVIT

1. I am interested in this matter as _____.

2. _____
Name (type or print)
State with particularity admissible facts establishing this motion.☐ has failed to comply with an order dated _____.
☐ is in contempt for _____.3. I request an order directing _____ to show cause why
Name (type or print)

- ☐ a. he/she should not be found in ☐ civil ☐ criminal contempt of court.
- ☐ b. judgment should not be entered against him/her (as surety/agent) for the full amount of recognizance.
- ☐ c. judgment should not be entered against him/her for failure to file a garnishee disclosure.

4. This affidavit is made on my personal knowledge and, if sworn as a witness, I can testify competently to the facts in this motion and affidavit.

Subscribed and sworn to before me on _____, _____ County, Michigan.
DateMy commission expires: _____ Signature: _____
Date

Notary public, State of Michigan, County of _____

ORDER

TO:

If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

IT IS ORDERED:

5. You must appear before this court on _____ at _____ at _____
Date Time ☐ the court address above ☐ courtroom no. _____☐ _____
to show cause why

- ☐ you should not be held in ☐ civil ☐ criminal contempt
- ☐ for failure to comply with the order of this court as follows:
- ☐ for the reasons stated in the motion.
- ☐ a judgment should not be entered against you.
- ☐ your case should not be dismissed.
- ☐ other: _____

6. Failure to appear for a contempt hearing may result in a bench warrant being issued for your arrest.

7. A copy of this must be served ☐ personally ☐ by mail on the person ordered to appear at least _____ days before the hearing.

Date

Judge

Bar no.

PROOF OF SERVICE**MOTION AND/OR ORDER TO
SHOW CAUSE**

Case No. _____

TO PROCESS SERVER: You must make and file your return with the court clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE / AFFIDAVIT OF SERVICE / NONSERVICE☐ **OFFICER CERTIFICATE**

I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party [MCR 2.104(A)(2)], and that: (notarization not required)

OR☐ **AFFIDAVIT OF PROCESS SERVER**

Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notarization required)

☐ I served a copy of the motion and/or order to show cause by:☐ personal service ☐ first-class mail on:

Name(s)	Complete address(es) of service	Day, date, time

☐ I have personally attempted to serve the motion and/or order to show cause on the following person(s) and have been unable to complete service.

Name(s)	Complete address(es) of service	Day, date, time

I declare that the statements above are true to the best of my information, knowledge, and belief.

Service fee	Miles traveled	Fee	
\$		\$	
Incorrect address fee	Miles traveled	Fee	TOTAL FEE
\$		\$	\$

Signature _____

Name (type or print) _____

Title _____

Subscribed and sworn to before me on _____, _____ County, Michigan.
Date

My commission expires: _____ Signature: _____
Date Deputy court clerk/Notary public

Notary public, State of Michigan, County of _____

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of this motion and/or order to show cause on _____.
Day, date, time

Signature _____ on behalf of _____.

For use by the court clerk only when the show cause proceeding is initiated by the court.

CERTIFICATE OF MAILING

I certify that on this date a copy of this motion and/or order to show cause was served on the person ordered to appear by first-class mail addressed to his or her last-known address as defined by MCR 2.107(C)(3).

Date _____

Signature _____